

**Date: April 30, 2007**

**From: David Hudert, Alexandria, Va. 22314**

**To: DEQ**

**Email: [maharvey@deq.virginia.gov](mailto:maharvey@deq.virginia.gov)**

**Re: Comments concerning future operations of Mirant PRGS**

**I support the City of Alexandria's request to establish a local air pollution control district in Alexandria.**

- 1. The Issuance of a Permit is Much Preferred to Any Order**  
I support the issuance of a comprehensive State Operating Permit that addresses  
compliance with NAAQS for all pollutants.
- 2. Of the Two Orders, the City's Draft Order is More Protective of Public Health**  
It is understood that the EPA's Administrative Consent Order allows unorthodox  
operation of the PGRS in a manner using techniques that are prohibited by federal  
and state regulations. As a citizen of Alexandria, I hold the EPA and Mirant  
PGRS liable for any such activities which are prohibited and will file complaints,  
charges and subsequent lawsuits against all parties.
- 3. Any Order Must Be for a Short and Defined Duration**  
It is entirely out of the question to allow PGRS' operations for an extended period  
of time, i.e., two to three years. Allowing the consent order to last two to three  
years is counter-productive to the goal of issuing a comprehensive SOP. Although  
it is undesirable to allow the PRGS to continue operations after June 1, 2007, I  
can accept a short term permit in order to allow DEQ adequate time to issue a  
prescriptive permit.
- 4. Any Order Should not Condone a Model Evaluation Study**  
To allow Mirant to conduct a model evaluation study is contrary to a legitimate  
regulatory process. To allow the business in question to conduct its own survey is  
counter-productive.
- 5. The Order Should not Allow Credit for Stack Merger**  
The stack merger, as proposed by Mirant, is a prohibited dispersion technique  
under federal and state regulations. Given that Mirant's proposed schedule for  
implementing the stack merge is fall 2007 or later, this provision serves to both  
delay the issuance of a permit and establish high emission limits prohibited by  
law.

6. **The Draft Consent Order is not Protective of Health-based Short-term SO<sub>2</sub> Guideline**

The SO<sub>2</sub> emission limits in the Draft Consent Order are too high to be protective of the SO<sub>2</sub> five-minute health-based guideline.

7. **The Draft Consent Order Allows Excessive NO<sub>x</sub> Emissions** The DEQ's proposed Draft Consent Order allows an excessive level of NO<sub>x</sub> emissions during the ozone season that will further exacerbate air quality problems in Alexandria and the metropolitan Washington area.

8. **Any Order Must Require Trona Information to be Collected and Reported** It is essential that Mirant collect and maintain data on the quantity of Trona used on an hourly basis for each boiler and provide these records to the City, DEQ and DOH for review. Furthermore, the order must require Mirant to perform a post-Trona the fly ash analysis to including particle size distribution, elemental analysis, pH, corrosivity and leachability, and report these data to the City, DEQ and DOH for review and analysis. In the absence of such data, it is premature for Mirant and DEQ to claim that Trona is "non-hazardous" and that it forms a "safe non-corrosive product."

I support the City of Alexandria's request to establish a local air pollution control district in Alexandria.

Finally, It is beyond comprehension that Mirant PRGS be allowed to operate in a manner that is prohibited by federal and state regulations. I will hold Mirant PRGS, DEQ and EPA accountable for the damaging health effects that I and my family are subjected to. This includes both effects on physical health and quality of life.

Regards,  
David Hudert